

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
CHARLES ROSSER,	:	VIOLATIONS:
a/k/a "PETE,"	:	18 U.S.C. § 371 (conspiracy - 1 count)
ANTOINE TOMLIN	:	18 U.S.C. § 2113(d)(armed bank robbery -
		1 count)
		18 U.S.C. § 924(c) (using and carrying a
firearm during crime of violence - 1 count)		18 U.S.C. § 2 (aiding and abetting

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. On or about December 31, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendants

**CHARLES ROSSER, a/k/a "PETE," and
ANTOINE TOMLIN**

conspired and agreed with others known and unknown to the grand jury, including Anthony Wimberly, a/k/a "Munch," charged elsewhere, to commit offenses against the United States, that is,

- (1) to knowingly and unlawfully, by force and violence, and by intimidation, take from the person and presence of another lawful currency of the United States -- that is, approximately \$231,882 -- belonging to, and in the care, custody, control, management and possession of Sentry Federal Credit Union, 5521 Germantown Avenue, Philadelphia, Pennsylvania, the deposits of which were and are insured by the National Credit Union

Association, and, in so doing, knowingly and unlawfully assault and put in jeopardy the lives of the employees of the Credit Union, and other persons, by use of dangerous weapons -- that is, a small, semiautomatic pistol and a .38 caliber revolver -- in violation of Title 18, United States Code, Section 2113(d), and

- (2) to knowingly use and carry firearms -- that is, a small, semiautomatic pistol and a .38 caliber revolver -- during and in relation to a crime of violence for which they may be prosecuted in a Court of the United States -- that is, armed bank robbery, in violation of Title 18, United States Code, Section 2113(d) -- in violation of Title 18, United States Code, Section 924(c).

THE MANNER AND MEANS OF THE CONSPIRACY

It was part of the conspiracy that:

1. Defendant CHARLES ROSSER obtained firearms to use in the robbery, and a black backpack in which to carry the proceeds of the robbery.
2. Before they entered the Sentry Federal Credit Union ("the credit union"), defendants CHARLES ROSSER and ANTOINE TOMLIN and Anthony Wimberly, a/k/a "Munch," (charged elsewhere) divided the roles they were to play during the robbery:
 - a. defendant ROSSER would control the customers and tellers in the bank by using a firearm; and
 - b. defendant TOMLIN and Anthony Wimberly would steal the money from the teller drawers and put the money in the backpack.
3. Defendant ANTOINE TOMLIN carried a hammer during the robbery in case it was needed to gain entrance to the teller area of the credit union.
4. Defendants CHARLES ROSSER and ANTOINE TOMLIN and Anthony Wimberly entered the credit union with their faces covered so that the people inside the bank

could not identify them.

5. Defendant CHARLES ROSSER and Anthony Wimberly brandished firearms to compel the bank employees to assist them in stealing money from the credit union.

6. Defendants CHARLES ROSSER and ANTOINE TOMLIN and Anthony Wimberly arrived at, and fled from, the credit union on foot.

OVERT ACTS

In furtherance of the conspiracy, the defendants and Anthony Wimberly committed the following overt acts in the Eastern District of Pennsylvania, all of which occurred on or about December 31, 2002:

1. Defendant CHARLES ROSSER provided a .38 caliber revolver to Anthony Wimberly to use during the robbery.

2. Defendant CHARLES ROSSER brandished a firearm – that is a small, semiautomatic pistol – to compel the bank employees to turn over money during the robbery.

3. Anthony Wimberly brandished a firearm – that is a .38 caliber revolver -- to compel the bank employees to turn over money during the robbery.

4. Defendant ANTOINE TOMLIN emptied money from the teller drawers and the safe into a black backpack.

5. Defendants CHARLES ROSSER and ANTOINE TOMLIN and Anthony Wimberly stole approximately \$231,882 from the credit union.

6. Anthony Wimberly removed the surveillance videotape from the surveillance system before he and his coconspirators fled the credit union in order to hinder the ability of law enforcement to identify defendants CHARLES ROSSER, ANTOINE TOMLIN and himself.

7. Defendants CHARLES ROSSER and ANTOINE TOMLIN and Anthony Wimberly divided the proceeds of the bank robbery among themselves.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 31, 2002, at Philadelphia, Pennsylvania, in the Eastern District of Pennsylvania, defendants

**CHARLES ROSSER, a/k/a "PETE," and
ANTOINE TOMLIN**

knowingly and unlawfully, by force and violence, and by intimidation, took from the person and presence of another, and aided and abetted the taking from the person and presence of another, lawful currency of the United States -- that is, approximately \$231,882 -- belonging to, and in the care, custody, control, management and possession of Sentry Federal Credit Union, 5521 Germantown Avenue, Philadelphia, the deposits of which were and are insured by the National Credit Union Association, and, in so doing, defendants ROSSER and TOMLIN aided and abetted and willfully caused the knowing and unlawful assault and putting in jeopardy the lives of the employees of the Credit Union, and other persons, by use of dangerous weapons -- that is, a small, semiautomatic pistol and a .38 caliber revolver.

In violation of Title 18, United States Code, Section 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 31, 2002, at Philadelphia, Pennsylvania, in the Eastern District of Pennsylvania, defendants

**CHARLES ROSSER, a/k/a "PETE," and
ANTOINE TOMLIN**

knowingly used and carried firearms and aided and abetted and willfully caused the knowing use and carrying of firearms -- that is, a small, semiautomatic pistol and a .38 caliber revolver-- during and in relation to a crime of violence for which they may be prosecuted in a Court of the United States -- that is, armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c) and 2.

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
United States Attorney